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### Remarks

Reconsideration of the above-captioned application is respectfully requested. Claims 1-14, 16-22, and 24-33 have been rejected under 35 U.S.C. §102 as being anticipated by Sony's prior Hsu publication, WO 98/56188, and Claims 15 and 23 have been rejected, per the formal statement in the Office Action, under 35 U.S.C. §103 as being unpatentable over Portuesi (USPN 5,987,509) in view of Narayan et al. (USPN 6,859,937).

To overcome the Examiner's rejections, the independent claims still pending have been amended to clearly specify that a virtual channel is updated without user interaction based on new content from the Web page that underlies or establishes the virtual channel, as discussed, e.g., in relation to block 56 and the accompanying discussion in the specification. In contrast, the relied-upon sections of Hsu do not appear to do this. Specifically, no portion of Hsu has been pointed to for the allegation regarding "updates", nor does there seem to be any in Hsu. Once a virtual channel is established, it evidently remains static; at least, there are no automatic updates. Page 11, lines 19-27 of Hsu does not discuss updating a virtual channel, but rather updating a template that correlates a Web page with a topic. The relied-upon portion on page 12 likewise does not update a virtual channel, but rather adapts a template of Web pages for changing user profiles. In other words, the list of Web pages that is established by the user's profile may change, but there is no mention of updating a virtual channel with new content from the same Web site without user interaction as set forth in, e.g., Claim 1. Accordingly, it appears that the rejections have been overcome.

Apropos the obviousness rejections, it appears that while Hsu is not mentioned in the formal statement of the rejection, the rejection is based on it, because Hsu is mentioned in the body of the rejection. Interestingly, the body of the rejection appears to combine Hsu with "official notice" of DSL lines, without

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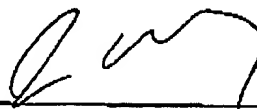
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mentioning either of the other two references that are recited in the formal statement of rejection. To the extent that the examiner is relying on official notice, a prior art showing of the officially noticed fact along with the requisite prior art motivation to combine it with the other elements claimed is hereby seasonably requested under MPEP §2144.03. Neither Portuesi nor Narayan et al. are it, because they teach only DSL lines in a vacuum and nowhere suggest sending virtual channel updates over the DSL lines.

The fact that Applicant has focussed its comments distinguishing the present claims from the applied references and countering certain rejections must not be construed as acquiescence in other portions of rejections not specifically addressed. The Examiner is cordially invited to telephone the undersigned at (619) 338-8075 for any reason which would advance the instant application to allowance.

Respectfully submitted,



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